



DAC
PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the application of:

Ying

Art Unit: 1765

Application Number: 09/247,974

Examiner: Tran, B

Filing Date: February 11, 1999

TKHR Ref: 252016-2310

Title: KEY-HOLE FREE PROCESS FOR HIGH ASPECT RATIO GAP

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

**Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

Sir:

Applicant hereby petitions the PTO to withdraw its holding of abandonment in the above-referenced patent application due to the fact that the PTO never entered an RCE application that was timely filed, as detailed by the facts set forth below.

Relevant Facts

On May 16, 2000, the United States Patent & Trademark Office (USPTO) mailed a FINAL Office Action in the above-referenced application. On June 23, 2000, within two months of the mailing date of the FINAL Office Action, Applicant's representative (George O. Saile) mailed a response to that Office Action. A copy of the transmittal sheet for that response, along with a return post card (indicating the PTO's receipt of that response on June 27, 2000, is attached hereto as **Exhibit A**.

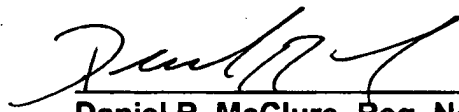
02/19/2008 CKHLOK 00000006 200778 09247974

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copy of this status inquiry is attached hereto as **Exhibit G**. This inquiry appears to have been entered in the PALM system as a "Miscellaneous Incoming Letter" (see Exhibit F, entry of May 23, 2005), but was never responded to by the PTO. Indeed, had the PTO responded at that time, this submission could have been made at that time.

No fee is believed to be due in connection with this submission. If, however, any fee is deemed to be payable, you are hereby authorized to charge any such fee to deposit account 20-0778.

Respectfully submitted,

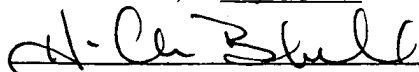


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Certificate of Mailing

I hereby certify that this correspondence (Petition and Exhibits A-G) is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Petitions; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 22, 2007.



Signature – Hui Chin Barnhill